

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, DECEMBER 13, 1988

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 11:00 a.m. The meeting was recessed by Mayor O'Connor at 12:11 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:05 p.m. with Council Members Roberts, Pratt, Henderson and McCarty not present. Deputy Mayor McCarty adjourned the meeting at 5:25 p.m. to convene as the Redevelopment Agency and the Housing Authority thereafter.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour (mp;eb;jb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-117: (R-89-1117) CONTINUED TO JANUARY 30, 1989

Authorizing the City Manager to accept a grant deed, to

be subsequently executed by the City of Escondido, conveying to the City an undivided one-half interest in a portion of Oak's Tract in Rancho San Bernardo; authorizing the expenditure of an amount not to exceed \$214,750 from the sale proceeds of First American Title Insurance Company, Escrow 965041 TE, for the above acquisition.

(See City Manager Report CMR-88-594.)

Aud. Cert. 8900501.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A310-463.)

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 30, 1989, AT WHICH TIME STAFF IS TO BRING FORWARD DATA ON HOW MUCH SIMILAR FACILITIES GROSS ANNUALLY WITH RESPECT TO STAFF'S REPORT ON THE ANTICIPATED BENEFITS TO THE CITY SHOULD THE CITY MOVE FORWARD WITH THIS ACTION. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-147: (R-89-1126 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-272453

Granting authorization in principle for the financing necessary for the City Attorney, supported by appropriate City staff, to participate fully in the administrative proceedings before the California Public Utilities Commission and those federal agencies exercising authority in the matter as required and necessary for approval or rejection of the Edison-SDG&E application for permission to merge ; directing the City Manager and City Attorney to prepare, for a full hearing before the City Council on the required Edison-SDG&E application for approval of the transfer of SDG&E gas and electric franchises to operate within the City, giving particular and special attention to: (a) Long- and short-term effects on all ratepayers; (b) Economic effects caused by termination of SDG&E headquarters operations in the City and (c) Effects of the merger on the now outstanding approximately \$560 million in industrial development bonds issued by the City to SDG&E's benefit; directing the City Manager, with the assistance of the City Attorney to investigate possible acquisition of SDG&E's gas, electric or both gas and electric utilities for public operation by the City, by a special district formed for the purpose, by a consortium of local government

or by some other method; directing the City Manager to contact appropriate officers of SDG&E to communicate the Council's deep concern about the long-term effect of the Edison-SDG&E merger on the economic welfare of the City and its citizens.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B257-318.)

MOTION BY STRUIKSMA TO ADOPT AS AMENDED TO ADD THE FOLLOWING RESOLVE AS SUGGESTED BY ATTORNEY FITZPATRICK: "BE IT FURTHER RESOLVED THAT THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO AGREE TO ADVANCE \$250,000.00 TO THE SAN DIEGO COUNTY WATER AUTHORITY FOR THE PURPOSE OF RETAINING COMPETENT EXPERTS TO PERFORM A COST-BENEFIT ANALYSIS OF PUBLIC ACQUISITION OF SAN DIEGO GAS & ELECTRIC COMPANY PROVIDED THAT THE COUNTY WATER AUTHORITY WILL 1) FORTHWITH PURSUE LEGISLATION TO AMEND THE COUNTY WATER AUTHORITY ACT IN A MANNER APPROPRIATE TO EMPOWER

IT

TO MAKE SUCH AN ACQUISITION AND OPERATE, MAINTAIN, AND REPLACE SUCH UTILITY SYSTEMS AND PERMIT THE AUTHORITY TO REPAY SUCH ADVANCES AS SOON AS THE LEGISLATION IS EFFECTIVE, AND 2) KEEP THE CITY FULLY INFORMED ABOUT THE PROGRESS AND RESULTS OF THE STUDY UNDERTAKEN AND THE LEGISLATION INTRODUCED." Second by

McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO SUBMIT A LETTER TO MR. PAGE OF SDG&E, SIGNED BY EACH MEMBER OF THE CITY COUNCIL, ASKING THAT MR. PAGE RECONSIDER HIS VOTE TO ACCEPT THE TAKEOVER BID OF SOUTHERN CAL EDISON. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO SUBMIT A LETTER TO THE PUBLIC UTILITIES COMMISSION, SIGNED BY EACH MEMBER OF THE COUNCIL, TO EXPRESS THE CITY'S CONCERNS WITH REGARD TO THE PROPOSED MERGER OF SOUTHERN CAL EDISON AND SAN DIEGO GAS & ELECTRIC; TO REQUEST THAT HEARINGS ON THE MERGER BE HELD IN SAN DIEGO; TO REQUEST CONSIDERATION TO THE EVENTUAL REIMBURSEMENT OF THE CITY FOR COSTS OF CONSULTANTS AND STUDIES REQUISITE TO EFFECTIVE PARTICIPATION AND COMMISSION PROCEEDINGS IN THE MATTER; TO SEND A COPY OF THIS LETTER TO EACH OF SAN DIEGO'S LEGISLATORS IN SACRAMENTO. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-214:

(Continued from the meetings of September 6, 1988, Item 337 and September 13, 1988, Item S405; Trailed as Unfinished Business from the meeting of September 20, 1988, Item S410, due to lack of 5 affirmative votes; Continued from the meetings of September 26, 1988, Item S406, November 14, 1988, Item 206 and November 28, 1988, Item 212; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Approval of the proposed Scripps Sunburst Development Agreement between the City of San Diego and Sunburst Homes Company.

The proposed development agreement would apply to approximately 56.7 acres in the Scripps Miramar Ranch community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Scripps Miramar Ranch Community Plan, Vesting Tentative Map VTM-87-0883, Planned Residential Development Permit PRD-87-0883 and the R1-6000, R-3000, R-2500, CN and HRO zones for the 20-year term of the agreement. Additional provisions are included in the draft development agreement. The property subject to the proposed development agreement is located on the north side of Pomerado Road east of the existing terminus of Fronsall Court. A brief legal description is as follows: The southwest quarter of the southwest quarter of Section 26, Township 14 South, Range 2 West, S.B.B.M. and a portion of the northwest quarter of Section 35, Township 14 South, Range 2 West, S.B.B.M. The specific legal description is on file in the City Planning Department.

(Case-88-0424. District-5.)

Subitem-A: (R-89-430) ADOPTED AS RESOLUTION R-272565

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0744, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-431) ADOPTED AS RESOLUTION R-272566

Adoption of a Resolution certifying that the information contained in Addendum 87-0883, an addendum to Environmental Impact Report EIR-84-0744, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (O-89-33) INTRODUCED, TO BE ADOPTED
JANUARY 9, 1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitems-A,B: DEVL - Scripps Sunburst
Development Agreement;

Subitem-C: --

COUNCIL ACTION: (Tape location: A031-180.)

Hearing began at 11:02 a.m. and halted at 11:15 a.m.

Mayor O'Connor left at 11:06 a.m.

Testimony in favor by Bob Dingeman and Paul Peterson.

Testimony in opposition by Linda Michael.

MOTION BY STRUIKSMA TO MOVE APPROVAL OF ITEM-214 AND ITEM-215,
THE SCRIPPS SUNBURST AND SCRIPPS EASTVIEW DEVELOPMENT

AGREEMENTS

AS ATTACHED TO THE PLANNING DEPARTMENT REPORT DATED NOVEMBER 2, 1988, WITH THE REVISIONS FILED WITH THE CITY CLERK AND THE CITY ATTORNEY ON DECEMBER 12, 1988, REFLECTING THE REVISIONS TO THE CITY'S FORM AND CONTAINED IN THE BCE DEVELOPMENT AGREEMENT APPROVED BY THE CITY COUNCIL ON DECEMBER 12, 1988. Second by

McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-215:

(Continued from the meetings of September 6, 1988, Item 338, and September 13, 1988, Item S406; Trailed as Unfinished Business from the meeting of September 20, 1988, Item S411, due to lack of 5 affirmative votes; Continued from the meetings of September 26, 1988, Item S407, November 14, 1988, Item 207 and November 28, 1988, Item 213; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Approval of the proposed Scripps Eastview Development Agreement between the City of San Diego and ITEC Properties.

The proposed development agreement would apply to approximately 114 acres in the Scripps Miramar Ranch community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Scripps Miramar Ranch Community Plan, Vesting Tentative Map VTM-87-0884, Planned Residential Development Permit PRD-87-0884 and the A-1-1, R-3000, R1-6000 and HRO zones for the 20-year term of the agreement. Additional provisions are included in the draft development agreement. The property subject to the proposed development agreement is located south of the Poway City Limits on the north and westerly sides of Pomerado Road, opposite the intersection of Beeler Canyon Road. A brief legal description is as follows: The northwest quarter of the southwest quarter; portion of the northeast quarter of the southwest quarter;

portion of the northwest quarter of the southeast quarter;
portion of the southeast quarter of the southwest quarter
and a portion of the southwest quarter of the northeast
quarter, Section 26, Township 14 South, Range 2 West,
S.B.B.M. The specific legal description is on file in the
City Planning Department.
(Case-88-0423. District-5.)

Subitem-A: (R-89-432) ADOPTED AS RESOLUTION R-272567

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-84-0744 has
been completed in compliance with the California
Environmental Quality Act of 1970 and State guidelines, and
that said report has been reviewed and considered by the
Council; and adopting appropriate findings of mitigation,
feasibility or project alternatives and statement of
overriding considerations pursuant to California Public
Resources Code Section 21081.

Subitem-B: (R-89-433) ADOPTED AS RESOLUTION R-272568

Adoption of a Resolution certifying that the information
contained in Addendum 87-0884, an addendum to Environmental
Impact Report EIR-84-0744 has been completed in compliance
with the California Environmental Quality Act of 1970 and
State guidelines, and that said report has been reviewed
and considered by the Council; and adopting appropriate
findings of mitigation, feasibility or project alternatives
and statement of overriding considerations pursuant to
California Public Resources Code Section 21081.

Subitem-C: (O-89-34) INTRODUCED, TO BE ADOPTED
JANUARY 9, 1989

Introduction of an Ordinance approving the development
agreement.

FILE LOCATION:

Subitems A,B: DEVL - Scripps Eastview
Development Agreement;

Subitem-C: --

COUNCIL ACTION: (Tape location: A031-180.)

Hearing began at 11:02 a.m. and halted at 11:15 a.m.

Mayor O'Connor left at 11:06 a.m.

Testimony in favor by Bob Dingeman and Paul Peterson.

Testimony in opposition by Linda Michael.

**MOTION BY STRUIKSMA TO MOVE APPROVAL OF ITEM-214 AND ITEM-215,
THE SCRIPPS SUNBURST AND SCRIPPS EASTVIEW DEVELOPMENT**

AGREEMENTS

AS ATTACHED TO THE PLANNING DEPARTMENT REPORT DATED NOVEMBER 2, 1988, WITH THE REVISIONS FILED WITH THE CITY CLERK AND THE CITY ATTORNEY ON DECEMBER 12, 1988, REFLECTING THE REVISIONS TO THE CITY'S FORM AND CONTAINED IN THE BCE DEVELOPMENT AGREEMENT APPROVED BY THE CITY COUNCIL ON DECEMBER 12, 1988. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-330:

Matters of:

1. Request to approve Tentative Map TM-88-0355 (McMillin Scripps Three, Unit 9), which proposes the subdivision of a 24.2-acre site into 88 lots for residential development. The subject property is located on the south side of Spring Canyon Road between Semillon Boulevard and Frank Daniels Drive, and is further described as a subdivision of Lots 628 through 708 of McMillin Scripps Three Unit No. 9, Map-11731, in Zone R1-6000 of the Scripps Miramar Ranch Community Plan area.
2. Vacation of Lumachelle Circle, Weatherwood Court, and Tourelle Circle, as provided for under Section 66499.20-1/2 of the State Map Act. (TM-88-0355. Scripps Miramar Ranch Community Area. District-5.)

19881213

Subitem-A: (R-89-1092) ADOPTED AS RESOLUTION R-272577

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-0355 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-89-1091) ADOPTED AS RESOLUTION R-272578

Adoption of a Resolution authorizing the vacation of Weatherwood Court, Lumachelle Circle and Tourelle Circle as

provided for under Section 66499.20-1/2 of the State Map Act.

Subitem-C: (R-89-1293) ADOPTED AS RESOLUTION R-272579,
GRANTED MAP

Adoption of a Resolution granting or denying the map, with appropriate findings to support council action.

CITY MANAGER SUPPORTING INFORMATION: The vacation of Weatherwood Court, Lumachelle Circle, and Tourelle Circle has been initiated by the submission of the tentative map for McMillin Scripps Three, Unit 9, Resubdivision (TM-88-0355). This action proposes the vacation of a group of unimproved paper streets within the tentative map boundaries which were dedicated by previous subdivision.

The proposed development and subject vacation areas are situated in an R1-6000 Zone within the Scripps Miramar Ranch Community. The tentative map, recommended for approval by the Subdivision Board on November 7, 1988, proposes an 87-lot resubdivision of 20 net acres for residential development that is to be developed with single-family homes per Planned Residential Development Permit PRD-88-0355. This development is consistent with the General Plan and the Scripps Miramar Ranch Community Plan. The rights-of-way proposed for vacation are unimproved and will not be needed with the resubdivision of the property. The proposed development is to dedicate and construct a new street system to accommodate a redesign of the project. Easement reservations are not required since all rights-of-way required for the resubdivision are to be granted on the final map. Staff review has indicated that the rights-of-way to be vacated will no longer be needed for present or prospective public use when the final map for the McMillin Scripps Three, Unit 9, Resubdivision (TM-88-0355) is recorded. It is therefore recommended that the vacation be approved conditioned upon the recordation of the final map (TM-88-0355).

FILE LOCATION:

Subitems A & C SUBD - McMillin Scripps Three, Unit 9;

Subitem B STRT J-2704; DEED F-4746 DEEDFY89-1

COUNCIL ACTION: (Tape location: G101-115.)

Hearing began at 4:59 p.m. and halted at 4:59 p.m.

Testimony in favor by Bob Dingeman.

MOTION BY STRUIKSMA TO APPROVE, ADOPTING SUBITEMS A AND B, AND ADOPTING SUBITEM C, GRANTING THE MAP. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-331:

Matters of the following accelerated variance requests from the Interim Development Ordinance (IDO):

- a) A variance request from the Interim Development Ordinance (IDO) for a 4 unit project (includes proposed units and any existing units to remain). The subject property is located at 4670-4674 Saratoga Avenue and is described as Lots 6, 7, 8 in Block 17 of Ocean Beach, Map-279. The R-3000 zoned site is within the Ocean Beach Community Plan area. (Case-88-4070 (Accelerated). District-2.)
- b) A variance request from the Interim Development Ordinance (IDO) for 3 single family detached homes. The subject property is located at the south side of Hill Street between Bangor and Akron and is described as Lots 13-18, Block 11 of Roseville Heights, Map-423. The R-5000 zoned site is within the Peninsula Community Planning area. (Case-88-6044 (Accelerated). District-2.)

19881213

Subitem-A: (R-89-1347) ADOPTED AS RESOLUTION R-272580,
GRANTED VARIANCE

Adoption of a Resolution granting or denying the variance request for Case-88-4070 with appropriate findings to support Council action.

Subitem-B: (R-89-1348) ADOPTED AS RESOLUTION R-272581,
GRANTED VARIANCE AS AMENDED

Adoption of a Resolution granting or denying the variance request for Case-88-6044 with appropriate findings to support Council action.

FILE LOCATION: ZONE IDO VARIANCE

COUNCIL ACTION: (Tape location: G116-260.)

Hearing began at 5:00 p.m. and halted at 5:12 p.m.

Testimony in favor of

Subitem B by Russell Rex.

MOTION BY ROBERTS TO ADOPT SUBITEM A, GRANTING THE VARIANCE FOR TWO UNITS. Second by Pratt. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not

present, Mayor O'Connor-not present.

MOTION BY ROBERTS TO ADOPT SUBITEM B, GRANTING THE VARIANCE AS AMENDED WITH THE CONDITION THAT THE FINAL PLANS BE REVIEWED BY THE PLANNING DEPARTMENT. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-332: (O-89-81) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Proposal for an extension of time to Ordinance O-17024 N.S., commonly known as the Uptown Emergency Ordinance for Single Room Occupancy Hotels.

The proposed action will extend Ordinance O-17024 N.S. until the implementing ordinances of the revised Uptown Community Plan are in effect. This extension is to be adopted as a regular interim ordinance pursuant to Section 101.0203.1 of the Municipal Code. Ordinance O-17024 N.S. applies to the Uptown Community Plan area and is summarized as follows:

1. One (1) parking space shall be provided for each residential hotel room to be provided on the site of the project.
2. All single room occupancy hotels shall obtain a Planned Commercial Development Permit.
(Districts-2 & 8.)

Introduction of an Ordinance for the extension of time.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G261-320.)

MOTION BY ROBERTS TO APPROVE STAFF'S RECOMMENDATION AND INTRODUCE THE ORDINANCE. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-333:

Proposal to amend the Sabre Springs Community Plan and minor adjustments to zoning district boundaries within the Sabre Springs Community. The proposed community plan amendment and rezoning includes the following elements:

1. Replaces a designated 200 space park-and-ride lot on Parcel 16 with two smaller lots on Parcels 14 and 16 (with the same total number of spaces);
2. Reconfigures an institutional parcel (Parcel 17);
3. Redesignates a two-acre area from institutional (Parcel

- 16) to community commercial use (Parcel 15);
4. Adds a requirement that development of a residential parcel (Parcel 18) be processed as Planned Residential Development; and
5. Adjusts zoning district boundaries to conform to the revised parcel configurations in the amended community plan. The zoning modifications are shown on Master Rezoning Sheet C-675.7.
- (Districts-1 and 5.)

Subitem-A: (R-89-889) ADOPTED AS RESOLUTION R-272582

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-0408 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-89-87) INTRODUCED TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance modifying zoning district boundaries for property in the Sabre Springs Community.

Subitem-C: (R-89-888) ADOPTED AS RESOLUTION R-272583

Adoption of a Resolution amending the Sabre Springs Community Plan.

FILE LOCATION: LAND - Sabre Springs Community Plan

COUNCIL ACTION: (Tape location: G066-100.)

Hearing began at 4:58 p.m. and halted at 4:58 p.m.

MOTION BY STRUIKSMA TO APPROVE AND AUTHORIZE THE ENGINEERING DEPARTMENT TO ISSUE A LAND DEVELOPMENT PERMIT TO THE APPLICANT TO PROCEED ON AREA 14 SO THAT IMPROVEMENTS CAN BE COMPLETED WITHOUT DELAYING THE DAYCARE CENTER FOR THE SEPTEMBER OPENING.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-334: (R-89-1294) ADOPTED AS RESOLUTION R-272584,
GRANTING APPEALS AND GRANTING PERMIT

19881213

(Continued from the meeting of November 15, 1988, Item 331,

at Council Member Wolfsheimer's request, to be taken after hearing by the TLU Committee.)

Appeals of Dr. Morton Hecht and La Jolla Shores Association, by Michael N. Oxman, M.D., Chairman, from the decision of the Planning Commission in granting La Jolla Shores Planned District Permit LJS-88-0754 (Windigo Condominiums), which proposes to demolish an existing 16-unit residential building and construct a new 12-unit residential building. The applicant is requesting a variance to allow the major axis of the building to be parallel to the beach and to allow the development of 87 percent of the width of the lot where 60 percent is required (Sec. 103.0304.2.B.3, La Jolla Shores Planned District Ordinance. The subject property is located on the northeast corner of Camino del Oro and Vallecitos and is described as Lots 8 and 9, La Jolla Shores Unit 6, in the MF-2 zoned site, in the La Jolla Shores Planned District. (LJS-88-0754. District-1.)

Adoption of a Resolution granting or denying the appeals and granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - LJS-88-0754

COUNCIL ACTION: (Tape location: C278-E365.)

Motion by Wolfsheimer to continue to February 7, 1989, for review and report from Transportation and Land Use Committee.

Second by Filner. Failed by the following vote: Yeas-1,8.

Nays-3,4,5,6,7,M. Not present-2.

Testimony in favor of a continuance by John Baryl.

Testimony in opposition of a continuance by Craig Beam.

Hearing began 2:34 p.m.

Hearing halted at 3:55 p.m.

Testimony in favor of the appeal by John Baryl, Henry Keller, Dr. Martin, Carl Dustin, Mr. Fisitor, and Nate Adler.

Testimony in opposition to the appeal by Doug Austin, Craig Lee and Mike Hart.

Motion by Wolfsheimer to grant the appeal and deny the project.

Second by Filner. Failed: Yeas-1,8. Nays-3,4,5,6,M. Not present-2,7.

MOTION BY STRUIKSMA TO RECONSIDER AND INCLUDE THE THREE CONDITIONS. Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY WOLFSHEIMER TO GRANT THE APPEAL AND GRANT THE PERMIT AS AMENDED WITH THE THREE CONDITIONS AS FOLLOW: 1) TO SOLVE THE

PARKING PROBLEM BY ELIMINATING TANDEM PARKING ON THE STREET; 2) TO SOLVE THE WATER RELEASE PROBLEM FROM THE GARAGE EITHER BY PUMPING OR ANY OTHER METHOD; AND 3) THAT THE ARCHITECT/BUILDER DEAL WITH THE SEISMIC PROBLEM WITH RESPECT TO BEING LOCATED ON THE ROSE CANYON FAULT BY COMPLYING WITH STANDARDS FOR SEISMIC SAFETY. DIRECT THE CITY ATTORNEY TO CHECK INTO THE ISSUE OF THE NUISANCE THAT EXIST IN THIS AREA. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

(Continued from the meeting of November 29, 1988, Item 332, at Council Member Struiksma's request, for further review.)

The Atlas Specific Plan proposes a planned development project comprised of a total of approximately 216,658 square feet of office use, 3396 hotel rooms and 313,000 square feet of convention and banquet facilities on 86 acres located in the Mission Valley Community Plan area.

The project includes seven noncontiguous sites. These sites are designated for commercial-recreation, office and open space use. Existing uses on these sites include the Town and Country Hotel, Hanalei Hotel, Mission Grove Office Park, Kings Inn and the Mission Valley Inn. The project sites are located generally west of State Route 163, both north and south of I-8.

(District-5.)

19881213

Subitem-A: (R-89-944 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-272570

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-0142, SCH No. 8824032804, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-943 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-272571

Adoption of a Resolution adopting the specific plan.
FILE LOCATION: LAND - Atlas Specific Plan
COUNCIL ACTION: (Tape location: A470-B202, C020-220.)
Hearing began at 11:34 a.m. and recessed at 12:02 p.m.
Hearing resumed 2:05 p.m. and halted 2:22 p.m.
Testimony in favor by William Shearer and Jim Whalen.
Testimony in opposition by Paul Robinson and Paul Peterson.
MOTION BY STRUIKSMA TO ADOPT PROPOSED AMENDED RESOLUTIONS
PRESENTED BY HIM IN THE MEETING FOR SUBITEMS A AND B CERTIFYING
THE EIR REPORT AND ADOPTING THE SPECIFIC PLAN. Second by
McColl. Passed by the following vote: Wolfsheimer-yea,
Roberts-not present, McColl-yea, Pratt-not present,
Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea,
Mayor O'Connor-yea.

ITEM-336: (O-89-108) INTRODUCED AND ADOPTED AS ORDINANCE
O-17199 (New Series)

Introduction and adoption of an Ordinance amending
Ordinance O-17122 (New Series), as amended, entitled "An
Ordinance Adopting the Annual Budget for the Fiscal Year
1988-89 and Appropriating the Necessary Money to Operate
the City of San Diego for said Fiscal Year" by amending
Document No. OO-17122-1, as amended and adopted therein, to
establish a special fund to be entitled "Urban
Conservation Corps Fund", (No. 10590), said fund to earn
and be credited with interest earnings in proportion to
total earnings received by the City; authorizing the
Auditor and Comptroller to accept for deposit and to
disburse monies from this fund, as directed.

CITY MANAGER SUPPORTING INFORMATION: At the direction of
the City Council, the Manager is in the process of forming an
Urban Conservation Corps for the community's young people who
are out of school and without employment. The Corps will be
established to serve approximately 80 individuals, and will have
as a goal, the placement of these individuals in full-time
employment in the private sector. In order to facilitate fund
raising, it is necessary to establish a special fund to account
for monies raised and expended on this project. The consultant
approved previously by the City Council will have the
responsibility of fund raising for the project. Funds raised
will be used for expenses associated with the Corps development
and start-up.

NOTE: The first public hearing was held on Monday, December 12,
1988, Item 204. Today's action is the second public hearing for

the introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C220-244.)

MOTION BY FILNER TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-337: (R-89-) CONTINUED TO MARCH 7, 1989, 10:00 A.M.

(Continued from the meetings of August 9, 1988, Item 335, and September 20, 1988, Item 341; last continued at Centre City Development Corporation's request, to allow time to complete negotiations with property owners.)

Appeal of Mr. & Mrs. Bernard Flynn by Donald R. Worley, Attorney, from the decision of the Historical Site Board in the historical designation of the Citrus/Pacific Soap Factory. The subject property is located at 301 West Market Street in the Centre City Community Plan area. (District-8.)

Adoption of a Resolution approving or denying the appeal and approving or denying the historical designation of the Citrus/Pacific Soap Factory with appropriate findings to support Council action.

FILE LOCATION: GEN'L-Historical Site Board Decisions & Appeals, etc.

COUNCIL ACTION: (Tape location: C245-255.)

MOTION BY FILNER TO CONTINUE TO MARCH 7, 1989, 10:00 A.M. AT THE REQUEST OF DONALD WORLEY FOR REVIEW BY THE CENTER CITY DEVELOPMENT CORPORATION. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-338:

Five actions relative to the Improvement of Alley Block 87, Pacific Beach, under Resolution of Intention R-272137, adopted November 14, 1988 (Improvement Act of 1911): (Pacific Beach Community Area. District-6.)

Subitem-A: (R-89-569) ADOPTED AS RESOLUTION R-272572

Adoption of a Resolution of Feasibility for the Improvement of Alley Block 87, Pacific Beach.

NOTE: Eight votes required.

Subitem-B: (R-89-570) ADOPTED AS RESOLUTION R-272573
Ordering the work.

Subitem-C: (R-89-573) ADOPTED AS RESOLUTION R-272574
Approving the City Engineer's Report.

Subitem-D: (R-89-571) ADOPTED AS RESOLUTION R-272575
Adopting plans and specifications.

Subitem-E: (R-89-572) ADOPTED AS RESOLUTION R-272576
Inviting sealed proposals for bids.

CITY MANAGER SUPPORTING INFORMATION: This project was initiated by 63.5 percent of the property area involved. The petition was accepted by Council on May 26, 1987, per Resolution R-268391. The alley to be improved is located between Beryl Street and Law Street, and Haines Street and Ingraham Street. The improvements consist of an 8-inch sewer main, pedestrian ramps, alley apron, and the grading and paving of a 20-foot wide alley. The new 8-inch sewer main will replace an existing deteriorated 6-inch sewer main. There will be a City contribution for the replacement of this 6-inch sewer main.
WU-E-89-020.

FILE LOCATION: STRT D-2266

COUNCIL ACTION: (Tape location: C259-268.)

Hearing began 2:25 p.m. and halted 2:26 p.m.

MOTION BY STRUIKSMA TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-339:

Proposal to revise the Rancho Bernardo Community Plan with related rezonings and certification of EQD Negative Declaration END-88-0321.

The proposed plan revision is an update of the adopted 1978 Rancho Bernardo Community Plan. The revision involves incorporating plan amendments that have been approved since the 1978 plan was adopted and updating existing conditions information throughout the plan text. The proposed rezonings shown on C-Sheet 773.1 will bring the zoning into conformance with the community plan. Following is a summary of proposed changes to the community plan and related zoning proposals:

Residential Element - the estimated number of dwelling units and net residential acres at buildout is updated to reflect the most recent available information.

Commercial Element - Rezoning the Specialized Commercial and Town Center areas east of I-15 from the CA Zone to the CA-RR Zone is proposed. Language is added precluding residential development in CR zoned areas west of I-15 and in the Neighborhood Commercial areas. Design guidelines and application of the Community Plan Implementation Overlay Zone (CPIOZ) to 20 acres of CO zoned property (Allstate site) and the 4.63 acre Webb Park site is recommended.

Industrial Element - Language has been added to minimize the preemption of industrially-designated lands by non-industrial uses.

Community Facilities Element - Application of the Institutional Overlay Zone to the library, fire station, post office and the publicly-owned school sites is recommended.

Open Space, Parks and Recreation Element - Additions to this element include an expanded description of the open space system, private recreation facilities and the relationship of the San Dieguito River Regional Park effort to the Lake Hodges area of the Rancho Bernardo Community Plan.

The Rancho Bernardo community is located approximately 25 miles north of downtown San Diego, adjacent to I-15 and south of Lake Hodges.

(Case-88-0321. District-1.)

19881213

Subitem-A: (R-89-986) ADOPTED AS RESOLUTION R-272585

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-0321 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-89-96) INTRODUCED AS AMENDED, TO BE ADOPTED
JANUARY 9, 1989

Introduction of an Ordinance for A-1-10, R1-5000, R-3000, R-2000, OS-P, CA-RR Zoning, the Community Plan

Implementation Overlay Zone (CPIOZ) and the Institutional Overlay Zone (IOZ).

Subitem-C: (R-89-985 Rev.1) ADOPTED AS RESOLUTION R-272586

Adoption of a Resolution approving the plan revision.

FILE LOCATION:

Subitems A & C LAND - Rancho Bernardo Community Plan;

Subitem B--

COUNCIL ACTION: (Tape location: E462-G050.)

Hearing began at 4:02 p.m. and halted at 4:54 p.m.

Testimony in favor by Irv Rosen, Victoria Touchstone, Jack Malone, Ramona Salsbury, Charles Gill, Clare Rice, Lynn Heidel and Rebecca Michael.

Testimony in opposition by Bill Schurr, J.E. Matson and Robert Long.

MOTION BY WOLFSHEIMER TO ADOPT SUBITEM A, INTRODUCE SUBITEM B AS AMENDED BY APPROVING THE REVISIONS RECOMMENDED BY STAFF TO ADD

A

NEW SECTION 2 TO READ, "THE PROPERTY INCORPORATED INTO THE COMMUNITY PLAN IMPLEMENTATION OVERLAY ZONE MEETS CRITERIA B OF SECTION 101.0457 OF THE SAN DIEGO MUNICIPAL CODE," AND ADOPT SUBITEM C AS AMENDED BY APPROVING THE FOLLOWING THREE CONDITIONS: 1) THAT THE LETTER FROM THE COMMUNITY PLANNING BOARD STATING THE GOALS AND BACKGROUND BE INCLUDED IN THE PLAN; 2) TO CHANGE THE THIRD LINE OF THE FIRST PARAGRAPH ON PAGE 21 BY ADDING THE WORDING, "TABLE 1 ABOVE"; AND 3) TO APPROVE THE REQUEST OF THE COMMUNITY PLANNING BOARD REGARDING THE ISSUE OF WIDENING RANCHO BERNARDO ROAD FROM FOUR LANES TO SIX LANES.

DIRECT THE CITY MANAGER TO RETURN TO THE CITY COUNCIL IN 60-75 DAYS WITH AN UPDATE OF THE RANCHO BERNARDO FACILITIES FINANCING

PLAN. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-340: (R-89-691) CONTINUED TO JANUARY 10, 1989, AT 10:00 A.M.

(Continued from the meetings of October 24, 1988, Item 208, and November 21, 1988, Item 206; last continued at Council Member Roberts' request, until after the hearing by the Uptown Community Planners on December 6.)

Vacating Witherby Street northeast of California Street

and adjacent to Block 227 of Middletown Jackson Map, under the procedure for the summary vacation of streets where for a period of five consecutive years the street to be vacated has been impassable for vehicular travel and during such period no public money has been expended for maintenance; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the easements reserved herein are in, under, over, upon, along and across Witherby Street; declaring that this resolution shall not become effective unless and until the issuance of permits for the required public improvements has been approved by Council action; in the event that the permits are not issued within 18 months after adoption of this resolution, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned issuance of permits.

(Uptown Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The applicants have requested the proposed vacation in order to utilize and incorporate the area with their abutting property. The applicants propose to upgrade the existing driveway located within the vacation area and to install additional landscaping. This area of vacation, which totals 7,840 square feet, is located in the Uptown Community Plan area and is situated in an R1-5000 Zone. No increase in density is anticipated at this time. However, any proposed redevelopment which proposes an increase in density will require discretionary permits, i.e., Planned Residential Development Permit or Tentative Map. The Planning Department has no objections, and the Planning Commission recommended approval on December 12, 1984, by a 6-0 vote. The area of vacation is unimproved except for an encroaching paved driveway that provides access to the petitioner's garage. The right-of-way also contains public utilities and franchise facilities for which easements are to be reserved. Traffic circulation by way of Witherby Street has been precluded due to previous closings of Witherby Street south of California Street in 1979 and immediately north of the proposed vacation when that area was subdivided in 1956. California Street is a long deadend street with no turnaround facility. As a condition of this vacation, the applicant is required to construct an acceptable turnaround, satisfactory to the City Engineer. Staff review has indicated that the

right-of-way to be vacated is no longer needed for present or prospective public use and may be summarily vacated, conditioned upon the issuance of permits for the required turnaround.

FILE LOCATION: STRT J-2700

COUNCIL ACTION: (Tape location: G325-480.)

MOTION BY ROBERTS TO CONTINUE TO JANUARY 10, 1989, AT 10:00 A.M., AT HIS REQUEST, SO THAT THE CITY ATTORNEY CAN CHECK INTO THE LEGALITY OF REQUIRING A STIPULATION THAT THE PROPERTY WILL NOT BE SUBDIVIDED IN THE FUTURE, AND CAN MEET WITH THE APPLICANT TO WORK OUT AN AGREEMENT. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-341: CONTINUED TO JANUARY 23, 1989

(Continued from the meeting of November 21, 1988, Item 203, at the City Manager's request, to incorporate input from the Special Council Workshop.)

In the matter of a Growth Management Information/Status Report regarding:

1. Single-Family Lots
2. Use of Planned Infill Residential Developments
3. Neighborhood Character (single-family urban design aspects)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G055-065.)

MOTION BY McCOLL TO CONTINUE TO JANUARY 23, 1989, AT THE CITY MANAGER'S REQUEST. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S427: (R-89-1191) ADOPTED AS RESOLUTION R-272587

Authorizing the City Manager to consent to the assignment of the 55-year lease agreement for the 2.27-acre City-owned property at Morena Boulevard and Balboa Avenue from Sumner Enterprises to MTDB and the termination of the lease agreement; authorizing the City Manager to negotiate with MTDB for a joint venture consisting of a public transit station and a private revenue-generating development with all revenue from private development going to the City.

(See City Manager Report CMR-88-609. Clairemont Community

Area. District-6.)

FILE LOCATION: LEAS - Metropolitan Transit Devl. Board
LEASFY89-1

COUNCIL ACTION: (Tape location: A185-227;E370-460.)

MOTION BY HENDERSON TO TRAIL THE ITEM TO THE AFTERNOON SESSION FOR TIME TO RECEIVE FURTHER INFORMATION FROM STAFF. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY STRUIKSMA TO APPROVE THE MTDB (METROPOLITAN TRANSIT DEVELOPMENT BOARD) RECOMMENDATION, WITH THE UNDERSTANDING THAT

IF SOMETHING COMES UP WHICH SUGGESTS THAT THIS IS NOT AN APPROPRIATE SITE, THE CITY CAN GO BACK TO MTDB AND NEGOTIATE WITH RESPECT TO SHIFTING TO ANOTHER SITE. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S500: (O-89-123) INTRODUCED AND ADOPTED AS ORDINANCE
O-17200 (New Series)

Introduction and adoption of an Ordinance amending the Annual Appropriation Ordinance to incorporate repayment of \$100,000 from the Redevelopment Agency (CCDC) and allocating said funds to the General Fund 100, Special Promotional Programs (91500) for further allocation to the new Heritage Theatre, Inc., dba Gaslamp Quarter Theatre. (See memorandum from CCDC Executive Vice President dated 12/2/88.)

NOTE: See Item S421 on Monday, December 12, 1988, for the first public hearing. Today's action is the introduction and adoption of the ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G481-519; G680-690.)

MOTION BY ROBERTS TO APPROVE THE INTRODUCTION AND ADOPTION OF THE ORDINANCE. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-ineligible, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S501: (R-89-1124) ADOPTED AS RESOLUTION R-272588

Authorizing the execution of an agreement with the

Redevelopment Agency of the City of San Diego, Atchison Topeka and Santa Fe Railroad and the Santa Fe Pacific Realty Corporation for the acquisition and conveyance of certain properties within the Marina Redevelopment Project and the Columbia Redevelopment Project for the Bayside Light Rail Trolley Line, the extension of the Bayside Light Rail Trolley Line north to Old Town, and for the development of the proposed linear park.

(See memorandum from CCDC Executive Vice President dated 12/2/88. Centre City Community Area. District-8.)

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: G520-550.)

MOTION BY ROBERTS TO APPROVE. Second by Henderson. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S503: RECONSIDERED, TO BE HEARD ON JANUARY 24, 1989, 10:00 A.M.

Matter of a request from Council Member Bob Filner for a reconsideration of an October 11, 1988, City Council denial of an appeal from the decision of the Planning Commission in the case of HR and RPOZ Permit Number 88-00400 (Robinson Mews).

(See memorandum from Council Member Filner dated 12/6/88. Uptown Community Area. District-8.)

NOTE: Six votes are required to suspend the Rules of the Council to allow reconsideration.

FILE LOCATION: PERM - HRP-88-00400

COUNCIL ACTION: (Tape location: A231-296.)

MOTION BY FILNER TO SUSPEND THE RULES TO RECONSIDER COUNCIL'S PREVIOUS ACTION ON THE APPEAL. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY FILNER TO RECONSIDER COUNCIL'S ACTION TAKEN ON OCTOBER 11, 1988, AND TO SET THE HEARING FOR JANUARY 24, 1989, AT 10:00 A.M. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-CS-1: (R-89-1212) ADOPTED AS RESOLUTION R-272569

A Resolution adopted by the City Council in Closed Session on December 13, 1988:

Authorizing the City Manager to pay the sum of \$75,000.00 in the settlement of each and every claim against The City of San Diego, its agents and employees, resulting from Barbara J. Beck's employment with the City of San Diego; authorizing the City Auditor and Comptroller to issue one check in the amount of \$75,000.00, made payable to Barbara J. Beck and her attorney, Cathryn Chinn in full settlement of all claims.

Aud.Cert.: 8900507

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent, the meeting was adjourned by Deputy Mayor McCarty at 5:33 p.m. in honor of the memory of Eric Subin.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: G691).